

Michael A. Royal, Esq., Nevada Bar No. 4370  
Gregory A. Miles, Esq., Nevada Bar No. 4336

**ROYAL & MILES LLP**  
1522 W Warm Springs Road  
Henderson, NV 89014  
Telephone: (702) 471-6777  
Facsimile: (702) 531-6777  
[mroyal@royalmilesllp.com](mailto:mroyal@royalmilesllp.com)  
[gmiles@royalmilesllp.com](mailto:gmiles@royalmilesllp.com)

Cabrach J. Connor, Texas Bar No. 24036390  
*Admitted Pro Hac Vice*  
Jennifer Tatum Lee, Texas Bar No. 24046950  
*Admitted Pro Hac Vice*  
John M. Shumaker, Texas Bar No. 24033069  
*Admitted Pro Hac Vice*

**CONNOR LEE & SHUMAKER PLLC**  
609 Castle Ridge Road, Suite 450  
Austin, Texas 78746  
[cab@clands.com](mailto:cab@clands.com)  
[jennifer@clands.com](mailto:jennifer@clands.com)  
[john@clands.com](mailto:john@clands.com)

*Attorneys for Defendants Mark Publicover, Montiedell "Monty" Maple, Bryan Morelle, Marc Freeman, Ric McKown and Steven Moulton*

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE DISTRICT OF NEVADA**

MST MANAGEMENT LLC; DENDARY'S  
DONUTS, LLC; LYON & GREYBEAR  
LENDING, LLC; and SKYELEE, LLC,

vs.

CHICAGO DOUGHNUT FRANCHISE  
COMPANY, LLC; DIVERSIFIED  
FRANCHISE GROUP, INC., BRIAN  
PAPPAS; JEFFREY PAPPAS;  
JACQUELINE BALL; MARK  
PUBLICOVER; MONTIEDELL "MONTY"  
MAPLE; BRYAN MORELLE; MARC  
FREEMAN; RIC McKOWN; and STEVEN  
MOULTON,

Defendants.

Case No: 2:21-cv-00360-JAD-DJA

The Hon. Jennifer A. Dorsey and The Hon. Daniel  
J. Albregts

**STIPULATION REQUESTING TO MOVE  
FEBRUARY 1, 2022 HEARING DATE**

**(SECOND REQUEST)**

Complaint File: March 2, 2021

Pursuant to LR IA 6-1, Plaintiffs MST Management LLC; Dendary's Donuts LLC; Lyon & Greybear Lending, LLC; and Skyelee, LLC ("Plaintiffs"); Defendants Brian Pappas; Jeffrey Pappas; and Jacqueline Ball ("Pappas Defendants"); and Defendants Mark Publicover; Montiedell "Monty" Maple; Bryan Morelle; Marc Freeman; Ric McKown; and Steven Moulton ("PMMFMM Defendants" and collectively the "Parties"), by and through their respective undersigned counsel, hereby stipulate, agree and request that the February 1, 2022 hearing on ECF 71 (Motion to Compel), ECF 76 (Motion to Adopt ESI Protocol) and ECF 79 (Motion to Compel) be continued at least four weeks due a conflicting trial setting for the PMMFMM Defendants' counsel and to allow additional time for the parties to work on resolving the issues that are the subject of the pending motions.

On January 4, 2022, the PMMFMM Defendants' counsel were informed that the jury trial in CDCA Case No. 19-cv-01805 was reset to January 26, 2022. That trial is expected to last two weeks and conflicts with the current February 1, 2022 hearing date. The parties agree to a continuance of the hearing date for a month and request an available hearing date as soon as practicable at the Court's convenience on or after March 1, 2022.

The undersigned represent that this request is not designed for purposes of delay.

Dated: January 7, 2022

Respectfully,

**CONNOR LEE & SHUMAKER PLLC**

By: /s/ Jennifer Tatum Lee

Cabrach J. Connor, Texas Bar No. 24036390

*Admitted Pro Hac Vice*

Jennifer Tatum Lee, Texas Bar No.

24046950

*Admitted Pro Hac Vice*

John M. Shumaker, Texas Bar No. 24033069

*Admitted Pro Hac Vice*

1 Connor Lee & Shumaker PLLC  
2 609 Castle Ridge Road, Suite 450  
3 Austin, Texas 78746

4 Michael A. Royal, Esq.  
5 Nevada Bar No. 4370  
6 Gregory A. Miles, Esq.  
7 Nevada Bar No. 4336  
8 Royal & Miles, LLP  
9 1522 W Warm Springs Road  
10 Henderson, NV 89014

11 *Attorneys for Defendants Mark Publicover;*  
12 *Monitedell "Monty" Maple; Bryan Morelle;*  
13 *Marc Freeman; Ric McKown; and Steven*  
14 *Moulton*

15 MCDONALD CARANO LLP

16 By: /s/ Jason C. McKenney  
17 Rory T. Kay, Esq. (NV Bar No. 12416)  
18 Tara U. Teegarden, Esq. (NV Bar No.  
19 15344)  
20 2300 West Sahara Avenue, Suite 1200  
21 Las Vegas, Nevada 89102  
22 Telephone: 702-873-4100  
23 Facsimile: 702-873-9966  
24 rkay@mcdonaldcarano.com  
25 tteegarden@mcdonaldcarano.com

26 Zach Meyer, Esq. (TX Bar No. 24013118)  
27 (Oklahoma Bar No. 21757)  
28 Jason C. McKenney, Esq. (TX Bar No.  
24070245)  
Kimberly H. Kerns, Esq. (TX Bar No.  
24071217)  
Mavish Bana, Esq. (TX Bar No. 2409665)  
MAYER LLP  
*Admitted Pro Hac Vice*  
750 N. Saint Paul Street, Suite 700  
Dallas, Texas 75201  
Telephone: 214-379-6287

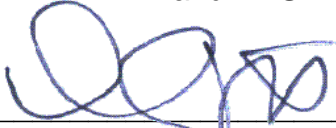
1 jmckenney@mayerllp.com  
2 kkerns@mayerllp.com  
3 mbana@mayerllp.com

4 *Attorneys for Putative Class Representative*  
5 *Plaintiffs MST, Management LLC,*  
6 *Dendary's Donut's, LLC, Lyon Greybear*  
7 *Lending, LLC, and Skyelee, LLC*

8 By: /s/ Joe Coppedge  
9 Mushkin & Coppedge  
10 L. Joe Coppedge (NV Bar No. 4954)  
11 6070 S. Eastern Ave., Suite 270  
12 Las Vegas, Nevada 89119  
13 702.386.3999  
14 [jcoppedge@mccnvlaw.com](mailto:jcoppedge@mccnvlaw.com)

15 *Attorneys for Defendants Jeffrey Pappas,*  
16 *Brian Pappas and Jacqueline Ball*

17 IT IS SO ORDERED. The motions hearing currently scheduled for February 1, 2022  
18 is **VACATED** and **RESET** for **Thursday, March 3, 2022 at 1:30 p.m. PST.**

19 

20 DANIEL J. ALBREGTS  
21 UNITED STATES MAGISTRATE JUDGE

22 DATED: January 10, 2022  
23  
24  
25  
26  
27  
28

**CERTIFICATE OF SERVICE**

I hereby certify that on this January 7, 2022, a copy of the foregoing was served upon all counsel registered on the Court's CM/ECF system, including the above identified individuals.

/s/ Jennifer Tatum Lee  
Jennifer Tatum Lee